HONOURABLE MRS. JUSTICE T.MEENA KUMARI
&
HONOURABLE MS JUSTICE G. ROHINI

WRIT PETITION No:25522 OF 2007

Dated:30.11.2007

Between:

K. Balraj Goud

..Petitioner

And

1. The Secretary,
   Regional Transport Authority,
   Mahbubnagar and another.

..Respondents.

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HONOURABLE MRS. JUSTICE T.MEENA KUMARI
&
HONOURABLE MS JUSTICE G. ROHINI

WRIT PETITION No:25522 OF 2007

ORDER: (Per Hon'ble Smt. Justice T. Meena Kumari)

The present writ petition is filed seeking to declare the seizure of the vehicle of the petitioner bearing No.AP 10U 7142 vide vehicle check report No.0606454 dated 24.10.2007 and the action of the 1st respondent in not considering the application of the petitioner, dated 17.11.2007 for release of his vehicle as illegal and arbitrary.

The vehicle in question was seized by the 2nd respondent on 24.10.2007 for certain irregularities alleged to have been committed by the petitioner. The grievance of the petitioner is that the enquiry will take its own time and in the mean time, the vehicle, which has been kept in open place, would be subjected to natural decay due to sun and rain and therefore, he made a representation. But the 1st respondent has not considered the same and has not released the vehicle.

Heard the learned Counsel for the petitioner and the learned Government Pleader for Transport.

Since no purpose would be served by keeping the vehicle in the custody of the respondents and the vehicle would be subjected to natural decay due to sun and rain, We feel it a fit case wherein the vehicle in question can be directed to be released but subject to certain conditions.

Accordingly, the respondents are directed to release the vehicle in question forthwith to the interim custody of the petitioner subject to the condition of the petitioner paying the admitted tax and also on production of original documents besides furnishing an undertaking to the effect that he would not transfer the vehicle pending enquiry and that he would produce the vehicle as and when the same is required by the respondent-authorities in the course of enquiry and investigation.

Subject to the above direction, the writ petition is disposed of. No order as to costs.

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Justice T. Meena Kumari

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Justice G. Rohini

Date: 30th November, 2007
Note:
Communicate by wire
at party's costs
(BO)
Nn/Gurc.

HONOURABLE MRS. JUSTICE T.MEENA KUMARI
&
HONOURABLE MS JUSTICE G. ROHINI

WRIT PETITION No:25522 OF 2007

(Order delivered by the Hon'ble Smt. Justice T. Meena Kumari)

30/11/2007